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Attorneys for Defendant  
Commissioner of Social Security

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA  
**SACRAMENTO DIVISION**

KATHY MARTINEZ,

Plaintiff,

v.

MICHAEL J. ASTRUE,  
Commissioner of  
Social Security,

Defendant.

CIVIL NO. 2:04-CV-637-DAD

STIPULATION AND ORDER SETTLING  
ATTORNEY'S FEES PURSUANT TO THE  
EQUAL ACCESS TO JUSTICE ACT, 28  
U.S.C. § 2412(d)

It is stipulated by the parties through their undersigned counsel, with the Court's approval, that counsel for Plaintiff, as Plaintiff's assignee, be awarded attorney's fees under the Equal Access to Justice Act (EAJA) in the amount of SEVEN THOUSAND, FOUR HUNDRED and 99/100 DOLLARS (\$7,499.00), for compensation for legal services rendered on Plaintiff's behalf, pursuant to 28 U.S.C. § 2412(d), thereby constituting a compromise settlement for all fees under the EAJA in this action, but not constituting any admission of Defendant's liability under the EAJA in this action.

Payment of fees in the amount of SEVEN THOUSAND, FOUR HUNDRED and 99/100 DOLLARS (\$7,499.00) shall constitute a complete release from and bar to any and all claims of

1 Plaintiff's counsel relating to EAJA fees in connection with this action, without prejudice to any future  
2 request for fees under the Social Security Act, 42 U.S.C. § 406(b).

3 Respectfully submitted,

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5 Dated: March 18, 2008

/s/ Bess M. Brewer  
(As authorized via facsimile)  
BESS M. BREWER, ESQ.  
Attorney for Plaintiff

6  
7 Dated: March 20, 2008

8 MCGREGOR W. SCOTT  
9 United States Attorney  
LUCILLE GONZALES MEIS  
10 Regional Chief Counsel, Region IX  
Social Security Administration

11 /s/ Deborah Stachel  
12 DEBORAH LEE STACHEL  
Special Assistant U.S. Attorney

13 Attorneys for Defendant

14 **ORDER**

15 **APPROVED AND SO ORDERED:**

16 DATED: March 24, 2008.

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DALE A. DROZD  
20 UNITED STATES MAGISTRATE JUDGE

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